

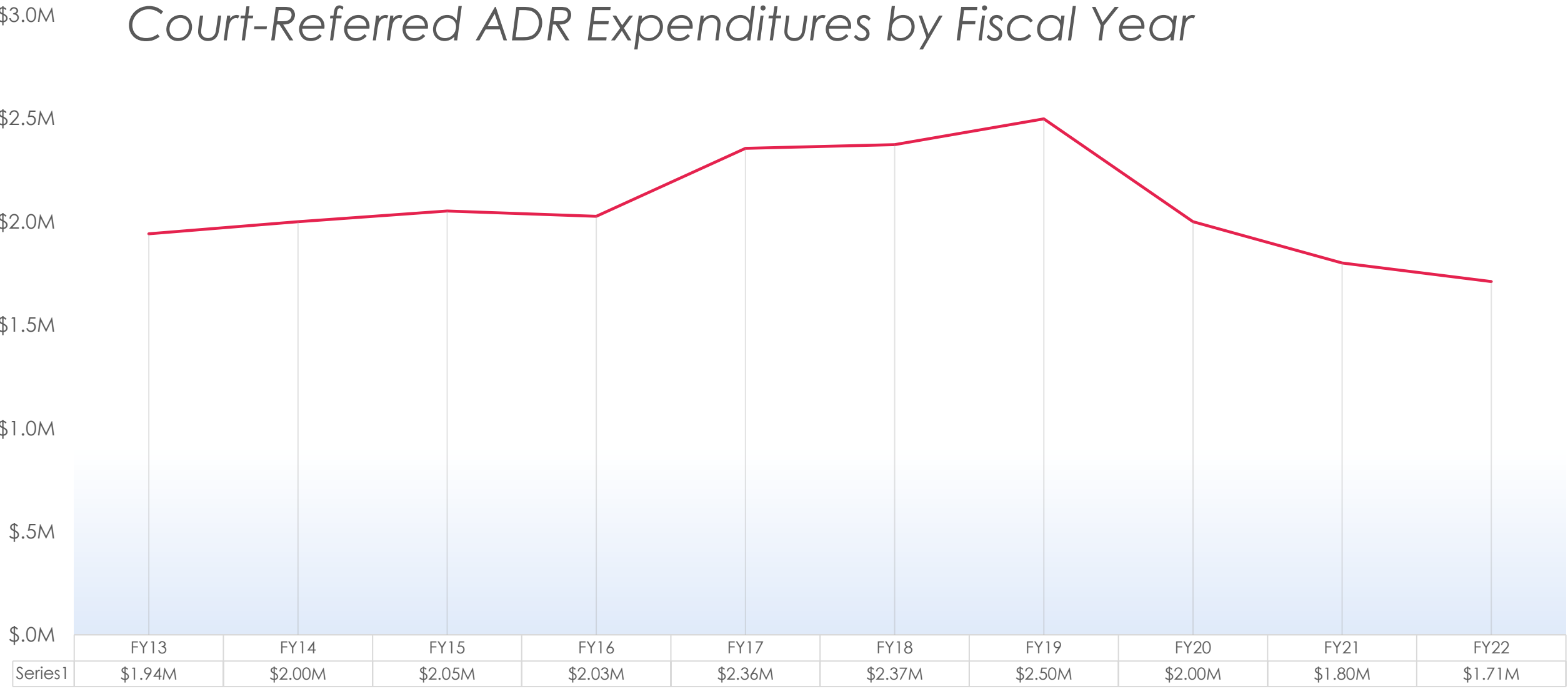


THE DIVISION OF DISPUTE RESOLUTION SERVICES (DRS)

Fiscal Year 2022 (July 2021- June 2022)



Court-Referred ADR Expenditures by Fiscal Year



MAIN PROGRAMS

Judicial Settlement Conference

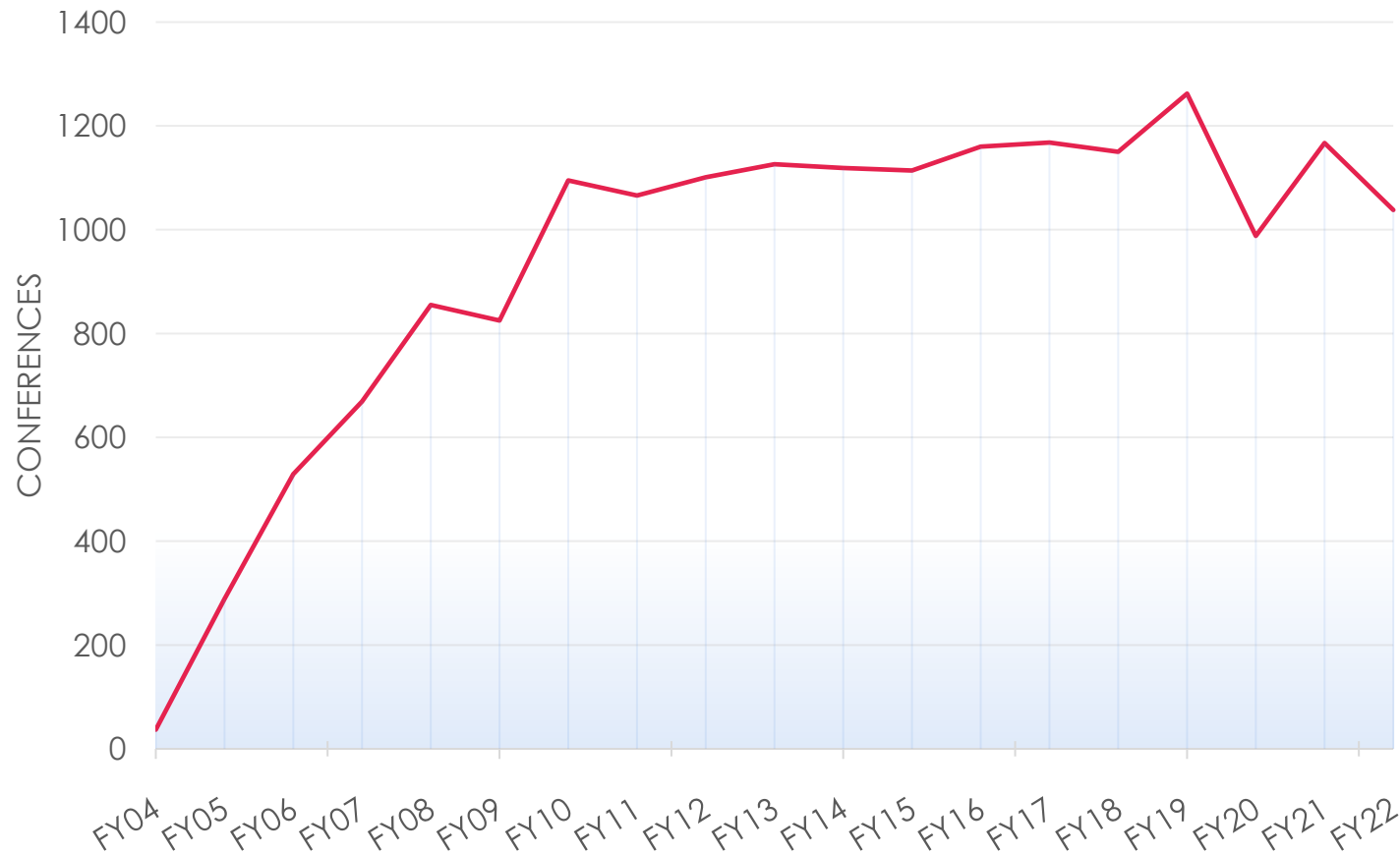
Mediation

Parent Education



JUDICIAL SETTLEMENT CONFERENCE

Judicial Settlement Conference Sessions and Expenditures



	Conferences	Expenditure
FY17	1168	\$ 292,000.00
FY18	1150	\$ 287,500.00
FY19	1262	\$ 315,500.00
FY20	988	\$ 247,000.00
FY21	1180	\$ 295,000.00
FY22	1038	\$ 259,500.00

*Effective FY16, payment increased from \$200 to \$250 for each conference conducted after 6/30/15

JUDICIAL SETTLEMENT CONFERENCE

Case Information: Statistics

Many types of cases can be referred to a settlement conference.

Domestic Relations

Divorce, Custody & Visitation, Equitable Distribution, spousal support, etc.

- 58%

Tort/Personal Injury

Auto accidents, medical malpractice, Slip/Fall cases, etc.

- 32%

Commercial

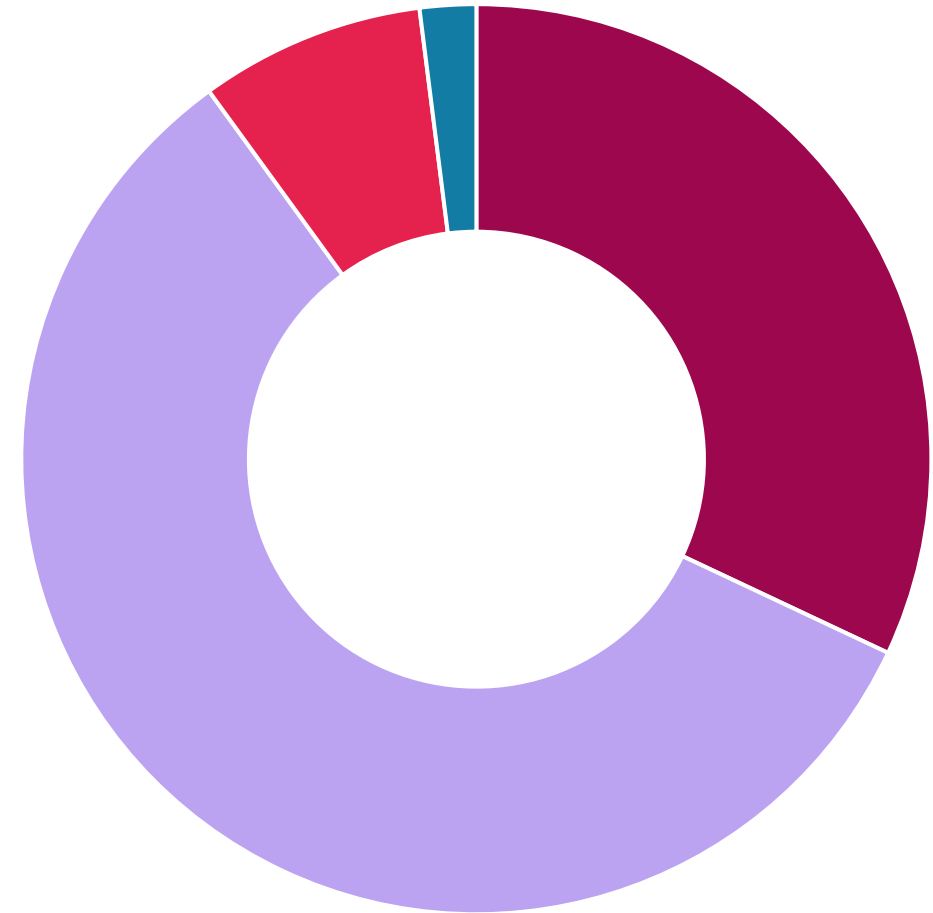
Contracts, real estate, construction, etc.

- 7%

Miscellaneous

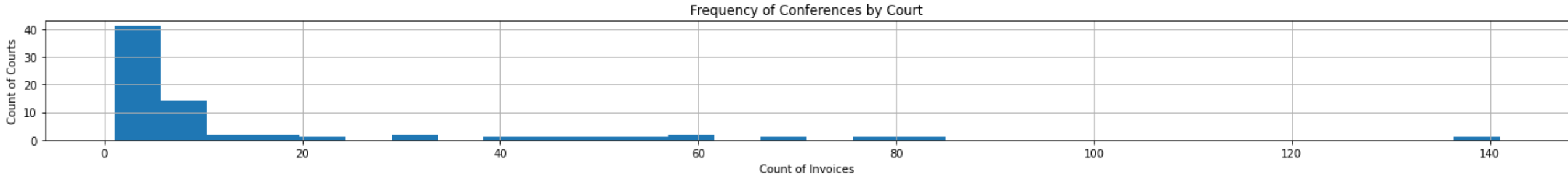
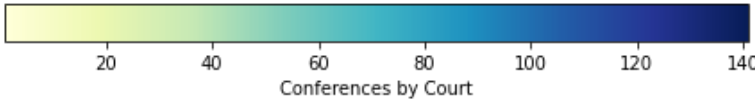
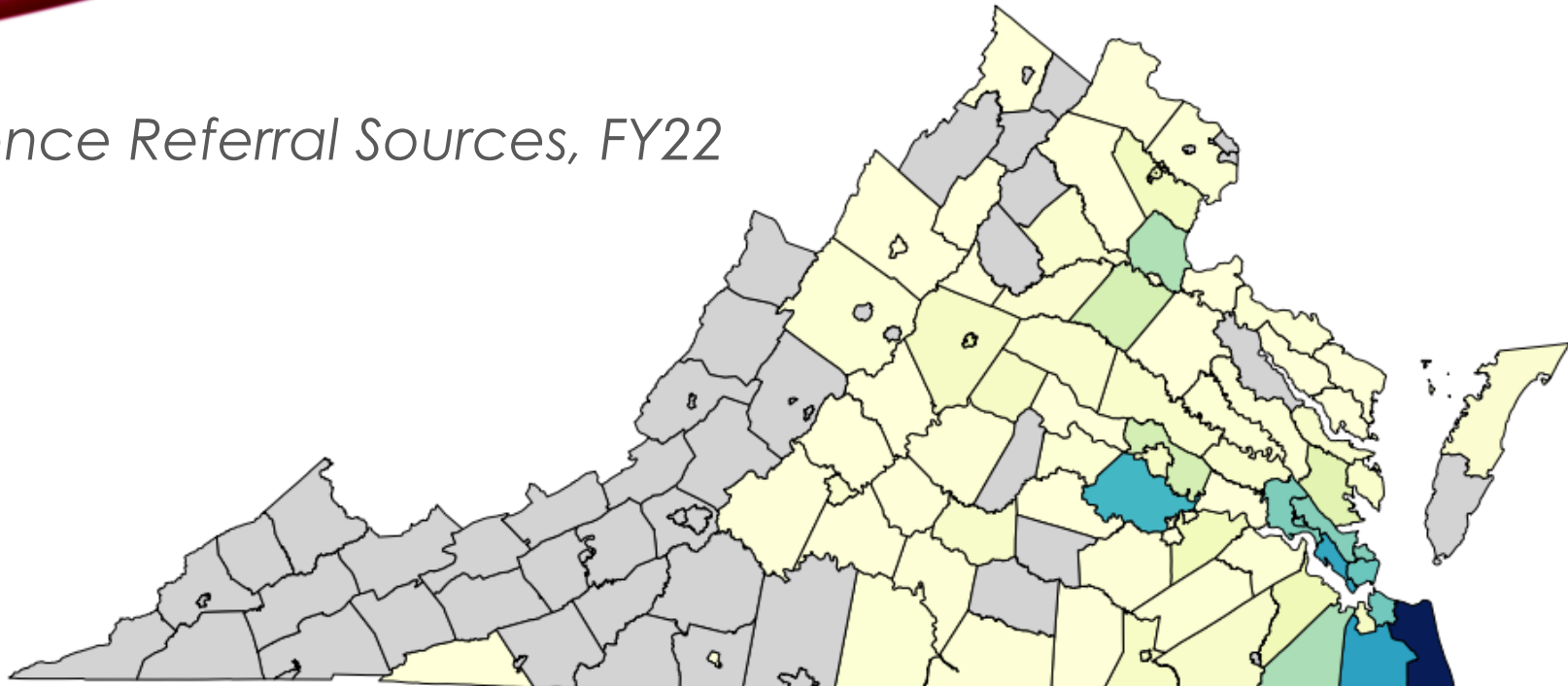
Other civil case types like condemnation and probate cases can be referred as well

- 2%



■ Tort/Personal Injury ■ Domestic Relations
■ Commercial ■ Miscellaneous

Map of Conference Referral Sources, FY22



JUDICIAL SETTLEMENT CONFERENCE

Case Information: Statistics

- Average number of days from case referral to settlement conference: **84** (n=1016)*



- Average hours spent in Judicial Settlement Conference: **3.34** (n=998)*



MAIN PROGRAMS

Judicial Settlement Conference

Mediation

Parent Education



MEDIATION

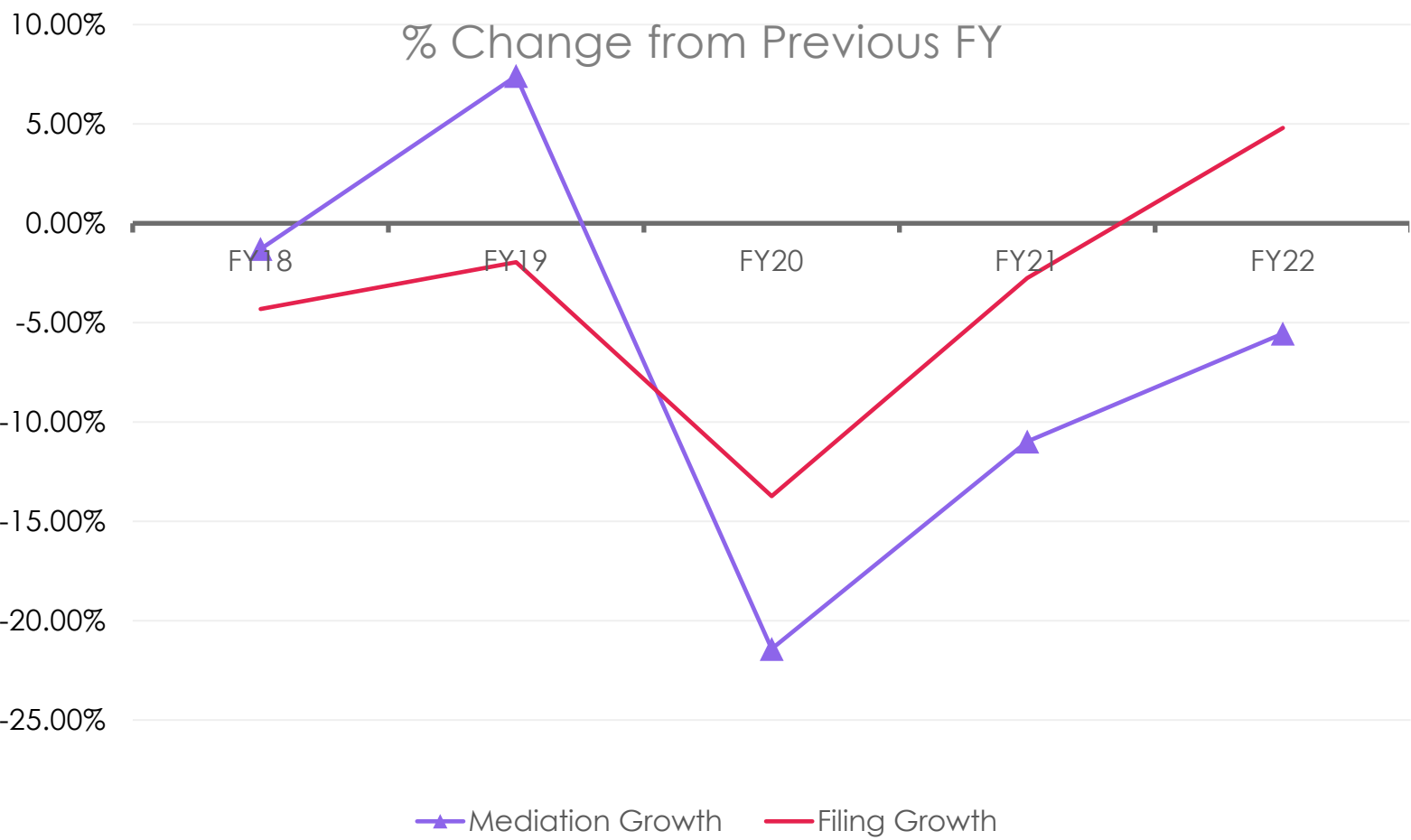
Juvenile and Domestic Relations Court – Custody, Visitation, and Support

Virginia Code Section 20.124.4 authorizes payment for custody, visitation, or support (CVS) mediation. Mediators may be paid \$120 per custody and/or visitation appointment, and \$120 per support (child or spousal) appointment, for a maximum of \$240 per CVS mediation.

Juvenile and Domestic Relations (J&DR) courts can also refer truancy and child dependency juvenile cases to mediation and delinquency cases to restorative justice conferences. These cases are paid through contracts with the Office of the Executive Secretary and are not included in CVS mediation totals.

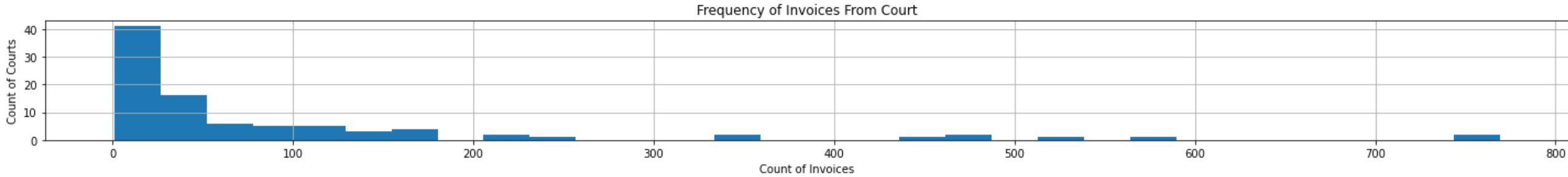
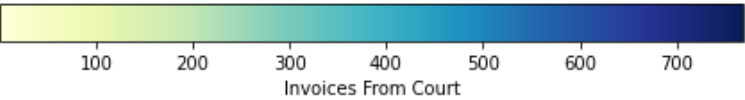
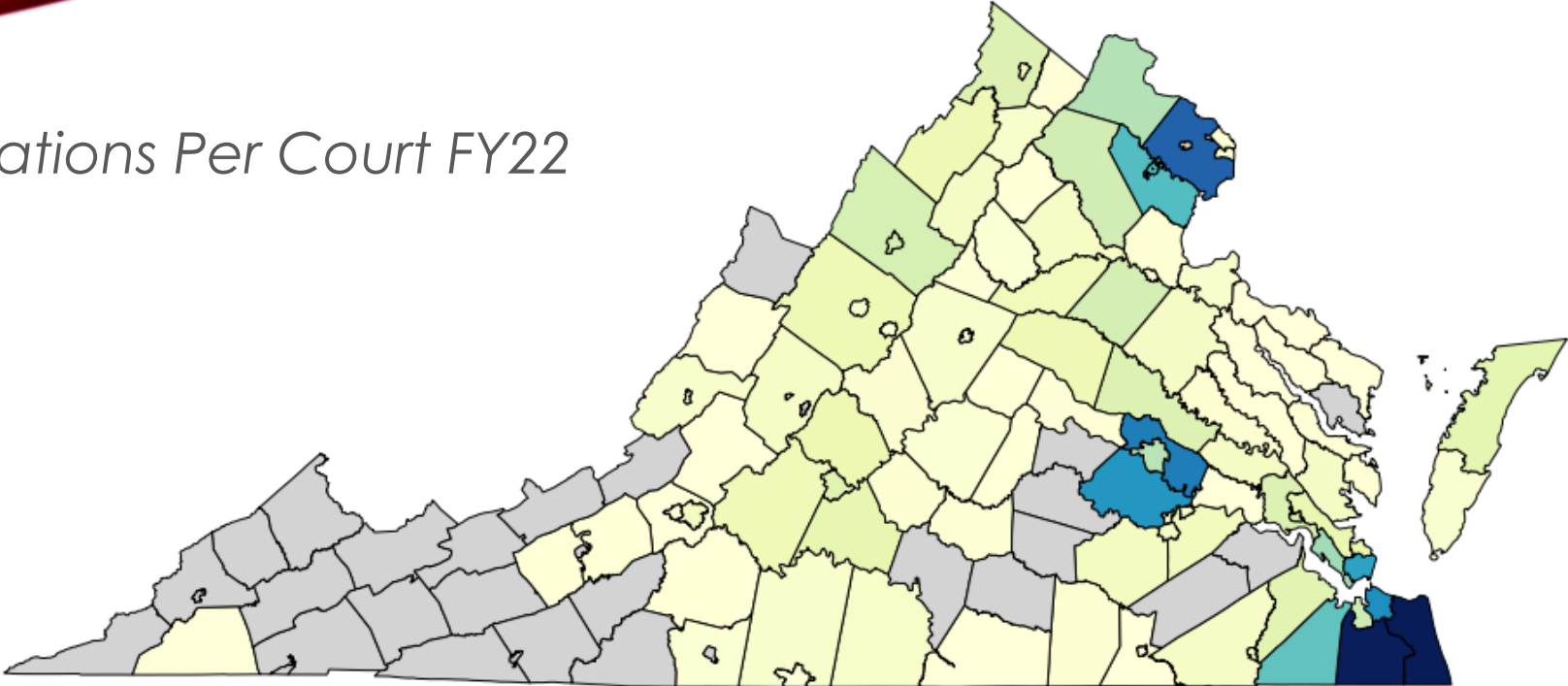
MEDIATION

Total CVS filings and Total CVS mediations



	CVS Mediations and change from previous FY		CVS Filings and change from previous FY	
FY18	10,956	-1.30%	185,799	-4.31%
FY19	11,768	6.46%	182,160	-1.96%
FY20	9,247	-21.42%	157,146	-13.7%
FY21	8,231	-10.99%	152,812	-3.76%
FY22	7,774	-5.55%	160,138	4.79%

JDR CVS Mediations Per Court FY22



MEDIATION

*FY22 CVS Mediation Information**

Issues	% Cases where the following issues were present
Custody	73%
Visitation	63%
Support	37%

About **66%** of CVS mediations ended in agreement on all issues mediated.

**These figures were calculated using over 2,900 CVS cases entered in the Mediator Information System in FY22 as a sample of the 7,800 mediations estimated to have taken place in FY22.*

MEDIATION

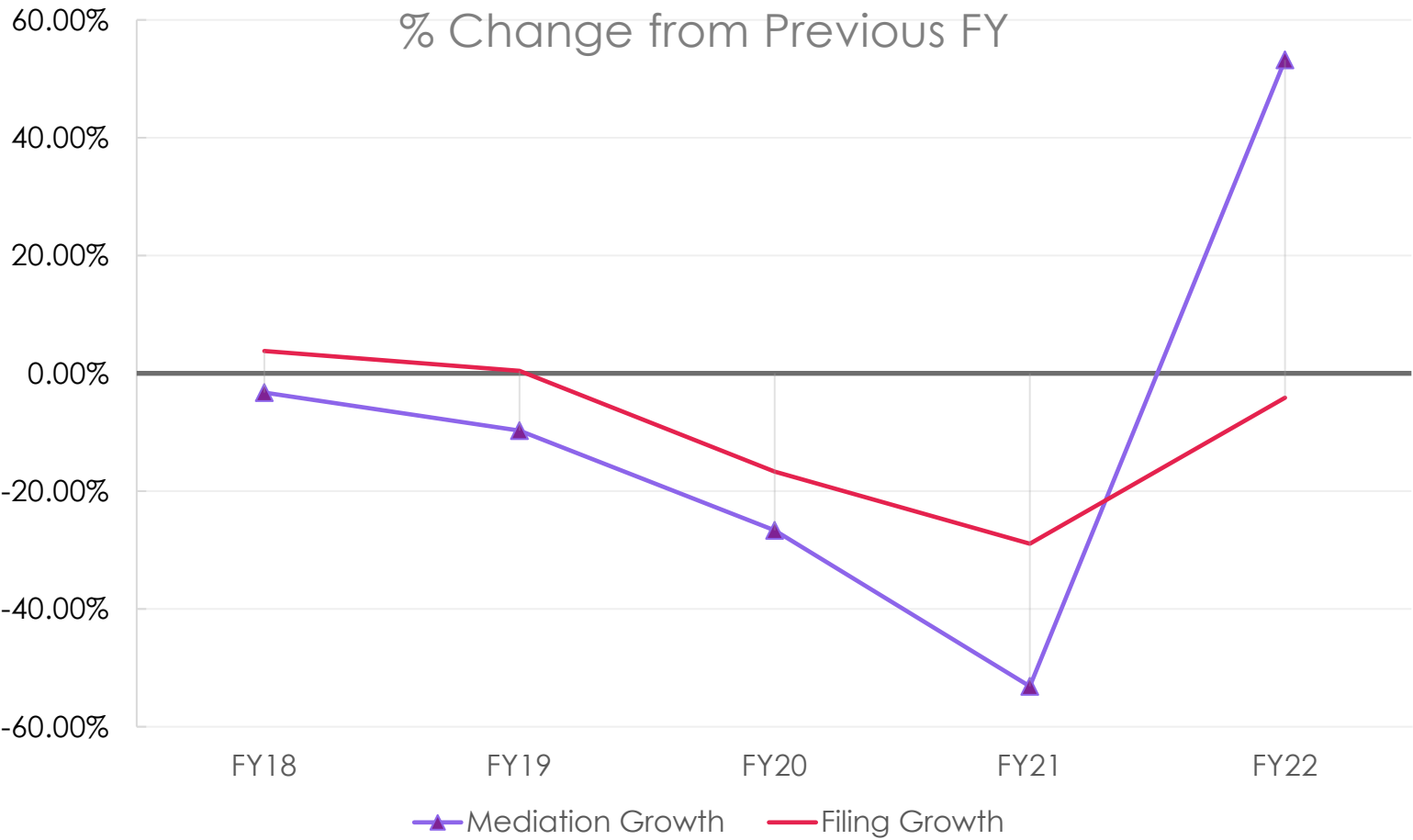
General District Court Mediation

In FY22, mediators and mediation providers were paid using ADR-MSPI forms for each court referred mediation. The volume of mediations around the state is tracked using these ADR-MSPI forms.

The General Assembly of Virginia allocates funding for mediations referred from the Fairfax County Small Claims Court. These mediations are tracked independently and reported to DRS. There were **144** Fairfax Small Claims Court cases mediated in FY22.

MEDIATION

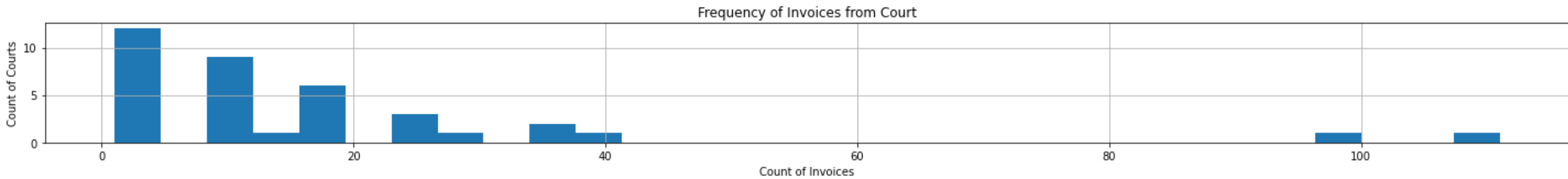
Total GDC filings and Total GDC mediations



	GDC Mediations and change from previous FY		Selected GDC Filings* and change from previous FY	
FY18	1811	-3.26%	577,652	3.79%
FY19	1635	-9.72%	580,053	0.42%
FY20	1199	-26.67%	483,249	-16.75%
FY21	562	-53.13%	343,490	-28.92%
FY22	861	53.2%	329,246	-4.15%

**Does not include show cause, interrogatory, or garnishment filings as they cannot be referred to mediation*

Mediations in FY22*



*Fairfax County Small Claims data not included in dataset. See previous slides for more information

MEDIATION

*FY22 GDC Invoiced Mediation Information**

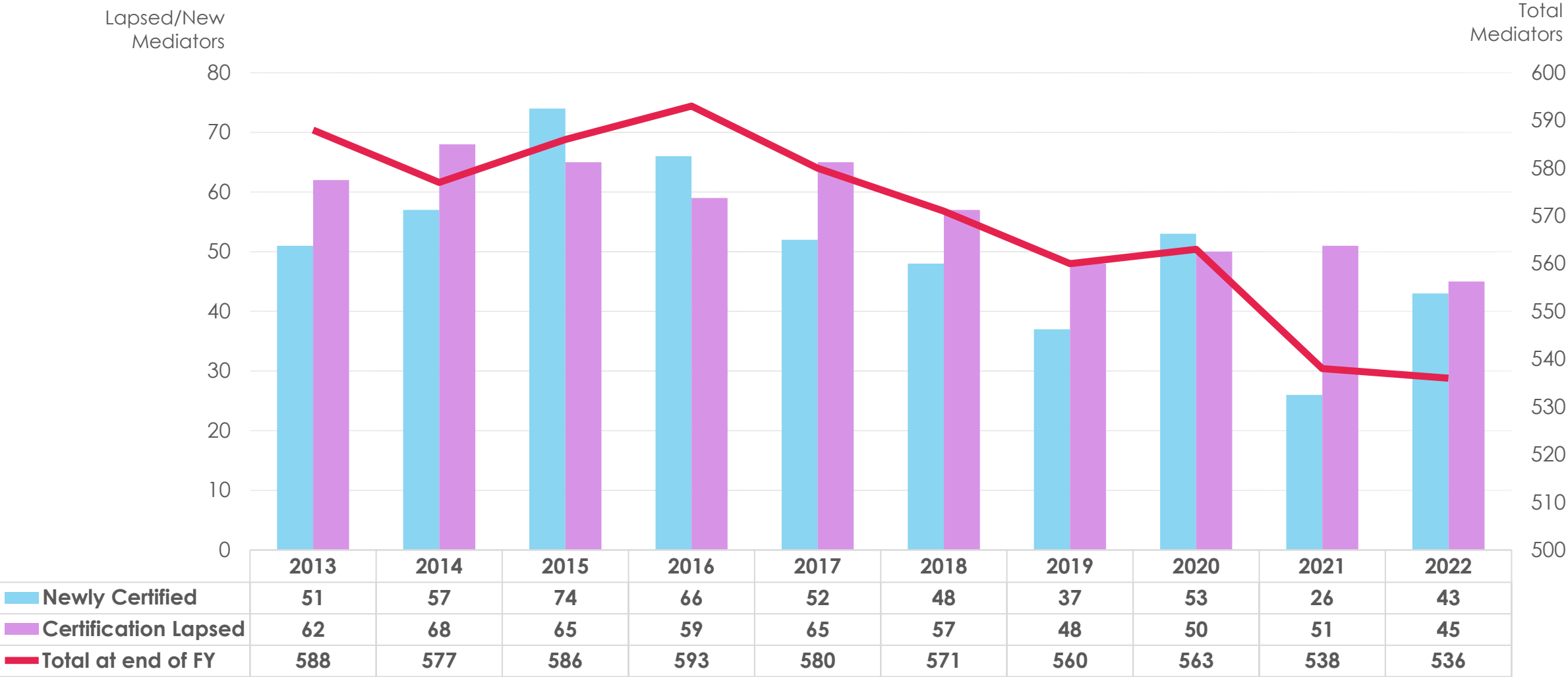
Issues	% Cases where the following issues were present
Business/Consumer	16.7%
Contract	28.0%
Employment	<1%
Landlord/Tenant	41.2%
Neighborhood	2.6%
Other	11.0%
Personal Injury	<1%

About **61%** of GDC mediations ended in agreement.

**These figures were calculated using over 610 GDC cases entered in the Mediator Information System in FY22 as a sample of the 861 mediations estimated to have taken place in FY22.*

MEDIATION

Certified Mediators – 10 Year Summary

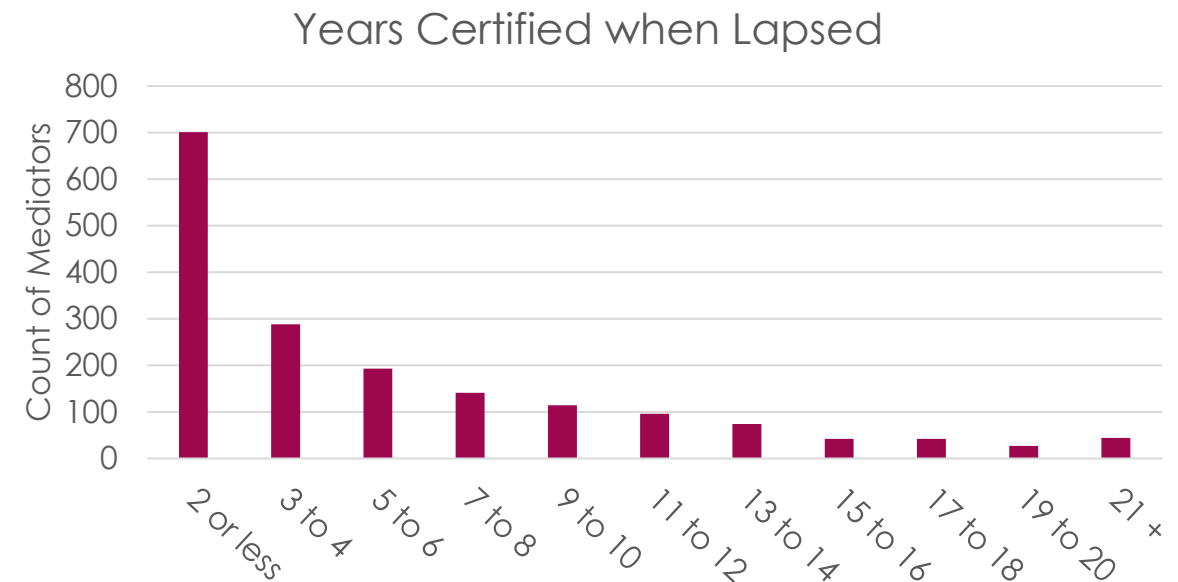
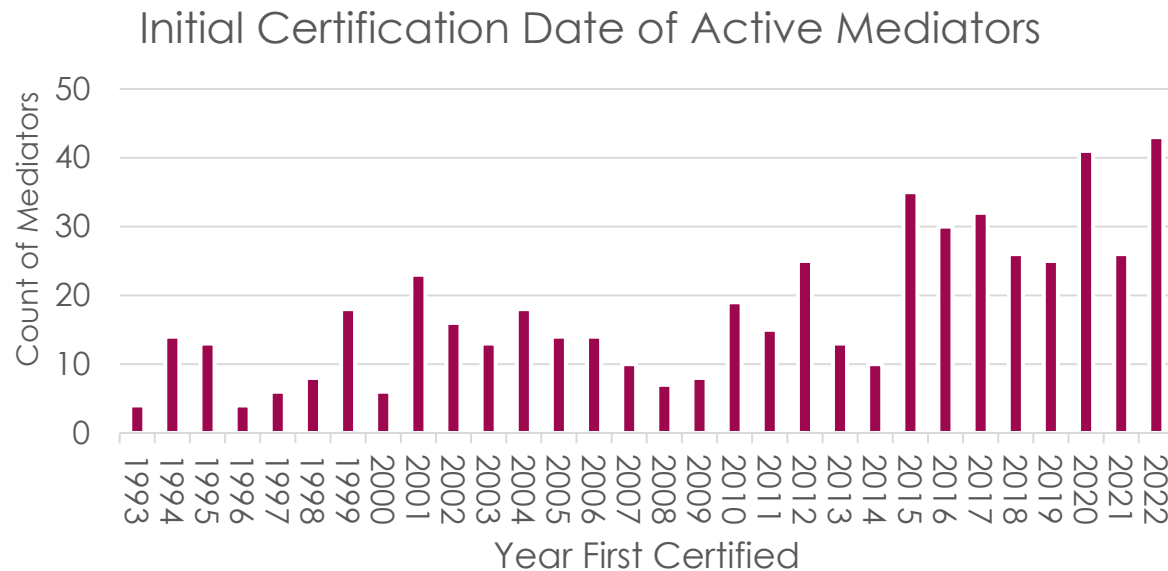


MEDIATION

Duration of Mediator Certification

The **median** amount of time a **currently certified mediator** has been certified is approximately **10 years**.

About **21%** of all current mediators were first certified **over 20 years ago**.



MAIN PROGRAMS

Judicial Settlement Conference

Mediation

Parent Education



PARENT EDUCATION

Approving Parent Education Seminar Providers

- In disputes involving a contested custody, visitation, or support petition, courts require that the parties attend a four-hour seminar on effective co-parenting.
- DRS assists courts with parent education seminars by **vetting and training providers, reviewing provider applications**, and by **managing an online directory** of approved seminar providers. Providers are approved by the courts.
- Parent education providers may use an existing curriculum when providing these seminars or they may create their own. Any curriculum must be approved by DRS.

PARENT EDUCATION

Approving Parent Education Seminar Providers

- Many courts have capped the number of providers listed in their directories.
- A majority of courts will only approve providers that can hold seminars in their locality.
- A majority of courts allow parties to attend seminars conducted by providers approved in other Virginia courts.

PARENT EDUCATION

Parent Education Seminars

- In FY22, 107 parent education providers are currently approved by one or more courts.
- DRS's Parent Education Coordinator held 10 Train the Trainer courses in FY22 to train new instructors of parent education seminars.
- Each quarter in FY22, an average of 51 PE providers reported a shared annual total of about 5,000 attendees at parent education seminars.